

By Express Mail # EL 727707658US · February 12, 2001

Attorney Docket # 3245-779PUS

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re National Phase PCT Application of

Andreas WIDL et al.

Serial No.: 09/719,933

Filed: December 18, 2000

For: Roadside Control Device for a Toll
Apparatus Installed in a Motor Vehicle

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER
35 U.S.C. 371 IN THE U.S. DESIGNATED/ELECTED OFFICE (DO/EO/US)**

BOX PCT

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R:

In response to the Notification of Missing Requirements mailed January 31, 2001,

02/15/2001 MNGUYEN 00000120 09719933
01 FC:156 applicants submits herewith the following:
130.00 OP

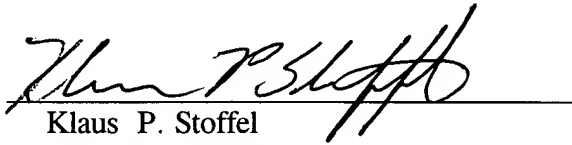
- ☐ Executed Declaration and Power of Attorney
- ☐ Check in the amount of \$130.00 \$65.00 to cover the late filing of the declaration
- ☐ Assignment of the invention to
- ☐ Recordation cover sheet - PTO Form 1595
- ☐ Check in the amount of \$40.00 to cover the recordation fee
- ☒ Verified translation of the application into English
(a processing fee is required if filed later than 20 or 30 months from the priority date).
- ☒ Check in the amount of \$130.00 to cover the processing fee for providing
the translation of the application.
- ☐ Revised Drawing as requested.

- ☒ Copy of form PCT/DOEO/905
☐ According to our records, we have not yet received form PCT/DOE0905.

If there are any additional fees that may be required at this time, the same may also be charged to Deposit Account No. 03-2412.

Respectfully submitted,
COHEN, PONTANI, LIEBERMAN & PAVANE

By:



Klaus P. Stoffel
Reg. No. 31,668
551 Fifth Avenue
New York, New York 10176
(212) 687-2770

Dated: 12 February 2001



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
5071		
KLAUS P. STOFFEL COHEN PONTANI LIEBERMAN & PAVANE 660 FIFTH AVENUE SUITE 210 NEW YORK NY 10176		
INTERNATIONAL APPLICATION NO. PCT/DE99/01886		
I.A. FILING DATE: 05/26/99 PRIORITY DATE: 06/18/98		
DATE MAILED: 01/01/2001		

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☐ an Elected Office (37 CFR 1.495):
☒ U.S. Basic National Fee.
☒ Copy of the international application in:
☐ a non-English language.
☐ English.
☒ Translation of the international application into English.
☒ Oath or Declaration of inventors(s) for DO/EO/US.
☐ Copy of Article 19 amendments.
☐ Translation of Article 19 amendments into English.
☒ The International Preliminary Examination Report in English and its Annexes, if any.
☒ Translation of Annexes to the International Preliminary Examination Report into English.
☒ Preliminary amendment(s) filed **18 DEC 2000** and _____
☐ Information Disclosure Statement(s) filed _____ and _____
☒ Assignment document.
☐ Power of Attorney and/or Change of Address.
☐ Substitute specification filed _____
☐ Statement Claiming Small Entity Status.
☒ Priority Document.
☒ Copy of the International Search Report ☒ and copies of the references cited therein.
☒ Other: *fee Authorization, DO 101 Case Version*
2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:
- ☒ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☒ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☒ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).
3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917 ☒ Notice of Defective Translation
☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Francine Young
Francine Young
National Stage Processing
Paralegal Specialist
(703) 305-3662